

H. B. 194

CHAPTER 205

AN ACT TO AMEND CHAPTER ONE HUNDRED AND SEVENTY-SIX OF THE PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND ELEVEN, CREATING A RECORDER'S COURT IN NASH COUNTY, AND CHAPTER SEVEN HUNDRED AND SIXTY-EIGHT OF THE LAWS OF ONE THOUSAND NINE HUNDRED AND FORTY-THREE, GIVING SAID COURT JURISDICTION IN DIVORCE ACTIONS.

The General Assembly of North Carolina do enact:

SECTION 1. That Section three, Chapter one hundred and seventy-six, of the Public-Local Laws of one thousand nine hundred and eleven, be amended by striking out in lines four, five, six, and seven, "that where counsel for both plaintiff and defendant shall agree to hear a case on any given day of the week, it shall be lawful for the recorder to try it, if he shall consent to do so," and inserting in lieu thereof, the recorder may, in his discretion, fix any other day and time for the holding of said court.

Amending law regarding Recorder's Court of Nash County.

SEC. 2. That Section two, Chapter seven hundred and sixty-eight, of the laws of one thousand nine hundred and forty-three, be changed to read as follows: That Section four, Chapter four hundred and ninety-nine, of the Public-Local Laws of one thousand nine hundred and twenty-five, be amended by adding at the end thereof, the jury to try divorce actions shall be twelve in number and may be composed entirely of talismen to be summoned by order of the recorder, in a manner similar to that provided in Section nine-eleven of the General Statutes of North Carolina, or may be drawn from the jury box by the county commissioners in the same manner as jurors are drawn for the superior court, or by the clerk of the recorder's court, in the presence of the register of deeds, and if drawn from the box, the number shall not be less than twelve nor more than eighteen, and the clerk shall issue a proper writ to the sheriff of the county, commanding him to summon the jurors to appear at court on the day set for the trial of actions. Jurors whose names are drawn from the jury box shall receive the same pay as jurors in the superior court, and talismen shall receive not to exceed three dollars per day, the amount to be fixed by the county commissioners, and the pay of said jurors shall be taxed in the bill of cost against the party required to pay the cost.

Relating to trial of divorce actions in the Recorder's Court of Nash County.

SEC. 3. That all laws and clauses of laws in conflict with this Act are hereby repealed.

Conflicting laws repealed.